

567-07/MEU

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LOUIS DREYFUS CORPORATION,
Plaintiff,

07 CV 6622 (WHP)

NOTICE OF MOTION

- against -

M/V CMA CGM CORTES, her engines,
Boilers, tackle, etc., ALPHA SHIP MANAGEMENT
GMBH & Co., KG, ALPHA SHIP GMBH & CO,
KG MS'NEPTUN', COMPAÑIA SUD AMERICANA
DE VAPORES S.A. (C.S.A.V.)

Defendants.

PLEASE TAKE NOTICE that upon the annexed Rule 56.1 Statement of Undisputed Facts, the accompanying Memorandum of Law and the pleadings and proceedings previously filed herein, ALPHA SHIP GMBH & CO KG MS'NEPTUN' (hereinafter, "ALPHA"), will move this Court before the Honorable William H. Pauley in Courtroom 11-D of the United States District Court for the Southern District of New York, 500 Pearl Street, New York, on May 16, 2008 at 10:30, for an Order dismissing the claims of Plaintiff LOUIS DREYFUS CORPORATION pursuant to Fed. R. Civ. P. 12 or, in the alternative, for an Order granting ALPHA Summary Judgment pursuant to Fed. R. Civ. P. 56, and for such other relief as may be just and proper under

the circumstances.

PLEASE TAKE FURTHER NOTICE that pursuant to the agreed motion schedule, opposition papers, if any, are to be served and filed on or before April 25, 2008, with reply papers due on May 2, 2008.

Dated: New York, New York
April 11, 2006.

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